

25-03-07



Docket No.: 101

May 2, 2002

Office of Initial Patent Examination Customer Service Center Washington, DC 20231

Re:

Applicant(s):

Vargas, Jaime S.; et. al.

Assignee:

Cardica, Inc.

Title:

Integrated Anastomosis System

Serial No.:

10/057,795

Examiner:

Not yet assigned

Filed: January 23, 2002

Docket No.:

101

Group Art Unit: 3739

Dear Sir:

Transmitted herewith are the following documents in the above-identified application:

(1) This Transmittal Letter;

(2) Request for Corrected Official Filing Receipt with supporting exhibits A and B; and

(3) Return postcard.

Please charge Deposit Account 502108 for any fees required, and credit deposit account 502108 any amounts overpaid.

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to Box Amendment, Commissioner For Patents, Washington, D.C. 20231, on May 2, 2002.

.....

Attorney for Applicant(s)

May 2, 2002_ Date of Signature

EXPRESS MAIL NO. EV060921664US

Respectfully submitted,

Brian A. Schar

Reg. No. 45,076

Chief Patent Counsel

Cardica, Inc.

171 Jefferson Drive

Menlo Park, CA 94025

RECEIVED NAY 20 2002

Docket No.: 101

May 2, 2002

Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231

Re:

Applicant(s):

Vargas, Jaime S.; et. al.

Assignee:

Cardica, Inc.

Title:

Integrated Anastomosis System

Serial No.:

10/057,795

101

Examiner: Docket No.:

Not yet assigned

Filed: January 23, 2002 Group Art Unit: 3739

REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT

Dear Sir:

Enclosed is a copy of the Official Filing Receipt marked in red to show that correction is needed. The section entitled "domestic priority data as claimed by applicant" should read:

-- This application is a continuation-in-part of 10/054,745 01/22/2002.--

In support of this change, a copy of the first page of the patent application as filed is attached as Exhibit A. The highlighted portion of this page establishes that "[t]his patent application is a continuation-in-part of the U.S. Patent Application filed on January 22, 2002 entitled "Method and Apparatus for Creating an Opening in the Wall of a Tubular Vessel," attorney docket no. 057, serial number not yet assigned."

Also attached as Exhibit B is a copy of the filing receipt for the parent application, serial no. 10/054,745, filed on January 22, 2002. The filing receipt shows that serial number 10/054,745 corresponds to Cardica's attorney docket no. 057, and to the title "Method and Apparatus for Creating an Opening in the Wall of a Tubular Vessel."

Exhibits A and B together establish that Cardica's attorney docket no. 057 corresponds to serial no. 10/054,745, and that this patent application is a continuation-in-part of serial no. 10/054,745. Issuance of a corrected Official Filing Receipt is respectfully requested.

Respectfully submitted,

Brian A. Schar Reg. No. 45,076

Chief Patent Counsel

Cardica, Inc.

(650) 326-5600 x162



MAY 0 2 2002

S PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231 www.uspta.gov

TOT CLAIMS IND CLAIMS **GRP ART UNIT** FIL FEE REC'D ATTY.DOCKET.NO **DRAWINGS** FILING DATE APPLICATION NUMBER 0.00 101 10/057,795 01/23/2002 3739

CONFIRMATION NO. 9315

FILING RECEIPT

OC000000007497692*

Brian A. Schar Cardica. Inc 171 Jefferson Drive Menlo Park, CA 94025

Date Mailed: 02/19/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Jaime S. Vargas, Residence Not Provided; Stephen A. Yencho, Residence Not Provided; James T. Nielsen, Residence Not Provided; Brendan M. Donohoe, Residence Not Provided; Theodore M. Bender, Residence Not Provided: Brian R. DuBois, Residence Not Provided; Scott O. Chamness, Residence Not Provided: Nathan H. White, Residence Not Provided; Gregory B. Arcenio, Residence Not Provided; Heather L. Klaubert, Residence Not Provided; Russell C. Mead JR., Residence Not Provided;

This application is a continuation - in - part of 10/054,745 01/22/2002 Domestic Priority data as claimed by applicant Foreign Applications

If Required, Foreign Filing License Granted 02/19/2002

Projected Publication Date: Request for Non-Publication Acknowledged

Non-Publication Request: Yes

Early Publication Request: No

** SMALL ENTITY



MAY 0 2 2002 TENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE OTON. D.C. 20231

www.uspta.gov DRAWINGS **TOT CLAIMS** IND CLAIMS

APPLICATION NUMBER FILING DATE **GRP ART UNIT** FIL FEE REC'D ATTY.DOCKET.NO 10/054,745 01/22/2002 3731 0.00 057

CONFIRMATION NO. 3564

FILING RECEIPT

OC000000007640377

Cardica, Inc. 171 Jefferson Drive Menlo Park, CA 94025

Date Mailed: 03/14/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE. NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Brendan M. Donohoe, Residence Not Provided; Theodore M. Bender, Residence Not Provided: Brian R. DuBois, Residence Not Provided; Scott O. Chamness, Residence Not Provided: Stephen A. Yencho, Residence Not Provided; Jaime S. Vargas, Residence Not Provided; Nathan H. White, Residence Not Provided: Gregory B. Arcenio, Residence Not Provided; Heather L. Klaubert, Residence Not Provided; Russell C. Mead JR., Residence Not Provided;

Domestic Priority data as claimed by applicant

Foreign Applications

Required, Foreign Filing License Granted 03/14/2002

Projected Publication Date: Request for Non-Publication Acknowledged

Non-Publication Request: Yes

Early Publication Request: No

* SMALL ENTITY

Title

Method and apparatus for creating an opening in the wall of a tubular vessel

Preliminary Class

606

LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls. Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control. Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).